

JOHN A. BURNS
GOVERNOR OF HAWAII



STATE OF HAWAII
DEPARTMENT OF HEALTH

P. O. BOX 3378
HONOLULU, HAWAII 96801

WALTER B. QUISENBERRY, M.P.H., M.D.
DIRECTOR OF HEALTH

WILBUR S. LUMMIS JR., M.S., M.D.
DEPUTY DIRECTOR OF HEALTH

RALPH B. BERRY, M.P.H., M.D.
DEPUTY DIRECTOR OF HEALTH

HENRI P. MINETTE, M.P.H., DR.P.H.
DEPUTY DIRECTOR OF HEALTH

Enclosed is an application form for a National Pollutant Discharge Elimination System (NPDES) permit required under the Federal Water Pollution Control Act Amendments of 1972. It is being forwarded to you in the belief that you may be subject to the provisions of this program. We request that you complete and return the enclosed form within thirty days, or inform us in writing of your reasons for believing that you are exempt from filing. In general, anyone discharging pollutants from a point source into the waters of the U.S., including the oceans, must apply. Exceptions are explained in the General Instructions.

For those who must apply there are four types of applications, one for each of the following categories of discharges:

Form A. Municipal Wastewater Dischargers;

Form B. Agricultural, Forestry and Fisheries;

Form C. Manufacturing Establishments and Mining; and,

Form D. Services, Wholesale and Retail Trade, and all other commercial establishments including vessels, not engaged in Manufacturing or Agriculture.

In some cases, more than one of the four forms will apply; this and other special cases are explained in the General Instructions.

If, during review of your completed application, it appears that additional information is necessary for a more thorough evaluation of your discharge, you may be contacted and required to provide additional information or to complete a more detailed form.

Please contact the NPDES project management group of the Pollution Technical Review Branch at 548-6410 if you have any questions about the application form, filing requirements or enclosed material.

Sincerely,

RALPH K. YUKUMOTO, ACTING CHIEF
/ Pollution Technical Review Branch

Enclosures

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Dear Sir:

The purpose of this letter is to inform owners and operators of confined animal feeding operations about the requirement of the National Pollutant Discharge Elimination System (NPDES) permit program, as provided in the Federal Water Pollution Control Act, Amendments of 1972 (FWPC Act). A permit is required for discharges from animal feeding facilities to waters of the United States. A discharge can consist of process wastewater or run-off from rainfall on or near the facility.

The Federal Water Pollution Control Act requires that industrial and agricultural facilities achieve the Best Practicable Control Technology Currently Available (BPCTCA) as soon as possible, but no later than July 1, 1977. Guidelines defining BPCTCA for confined animal feeding operations were published in final form by the Environmental Protection Agency in the Federal Register on February 14, 1974 (p. 5704). NPDES permits issued to facilities subject to these regulations will require compliance with the guidelines.

Specific characteristics of your facility may exclude your feedlot from the requirement for a permit. A permit is not necessary where there is no discharge to the waters of the United States. Also, as outlined in the enclosed filing instructions, certain smaller facilities do not require an NPDES permit. Unless your facility is exempt, an application must be submitted within thirty days of receipt of this letter. Failure to apply for a permit is a violation of Section 309 of the FWPC Act and Section 342-11, HRS, and could result in civil or criminal penalties of up to \$10,000 or \$25,000 per day of violation,

We recommend that you submit an application if there is any possibility of a discharge from your facility. An application for an NPDES permit and a set

of instructions are enclosed for your convenience. The instructions provide specific guidance on who must apply for a permit.

Our processing of permit applications includes a review for adequacy and completeness. We may require information in addition to that requested in the application form. Following a determination that the application is complete, we will prepare a draft permit which will be forwarded to you for review and comment. Thereafter, a public notice of proposed permit issuance will be published. Revisions will be made, if appropriate, in consideration of comments received. If no major revisions are made, the permit will then be issued to you.

You should complete the enclosed application and return it to this office within thirty days of receipt of this letter. If you conclude that your facility is exempt, you should notify us in writing of the reason for your determination within thirty days. If a permit is not required, based upon our review of your application or your written determination, our files will be closed for your facility and you will be notified. Please contact our *Pollution Technical Review Branch* at (908) 542-6410 should you have any questions.

Sincerely,

RALPH K. YUKUMOTO, ACTING CHIEF
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DEPUTY DIRECTOR OF HEALTH

Dear _____:

The Federal Water Pollution Control Act Amendments of 1972 require that all who discharge municipal wastewater into the waters of the United States must apply for a National Pollutant Discharge Elimination System (NPDES) permit.

A permit application for municipal wastewater discharge (_____) was mailed to you _____. Since that time this office has received no reply. Please submit a completed application form within 30 days of this letter. If no permit is required for your facility (see "Exclusions" enumerated in the General Instructions), please furnish this office with a letter explaining why your plant is exempt. A duplicate application form has been enclosed for your use.

Please contact the NPDES project management group of the Pollution Technical Review Branch at 548-6410 if you have any questions about the application form, filing requirements or enclosed material.

Sincerely,

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In reply, please refer to:
File: _____

Dear _____:

The Federal Water Pollution Control Act Amendments of 1972 require that all who discharge agricultural wastewater into the waters of the United States must apply for a National Pollutant Discharge Elimination System (NPDES) permit.

A permit application for agricultural wastewater discharge (Short Form B) was mailed to you. Since that time this office has received no reply. Please submit a completed application form within 30 days of this letter. If no permit is required for your facility (see "Exclusions" enumerated in the General Instructions), please furnish this office with a letter explaining why your facility is exempt. A duplicate application form has been enclosed for your use.

Please contact the NPDES project management group of the Pollution Technical Review Branch at 548-6410 if you have any questions about the application form, filing requirements or enclosed material.

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In reply, please refer to:

File: _____

Dear STC _____:

The Federal Water Pollution Control Act Amendments of 1972 require that all who discharge industrial wastewater into the waters of the United States must apply for a National Pollutant Discharge Elimination System (NPDES) permit.

A permit application for industrial wastewater discharge (STC) was mailed to you STC. Since that time, this office has received no reply. Please submit a completed application form within thirty (30) days of this letter. If no permit is required for your facility (see "Exclusions" enumerated in the General Instructions), please furnish this office with a letter explaining why your facility is exempt. A duplicate application form has been enclosed for your use.

Please contact the NPDES project management group of the Pollution Technical Review Branch at 548-6410 if you have any questions about the application form, filing requirements or enclosed material.

Sincerely,

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DEPUTY DIRECTOR OF HEALTH

Dear _____:

The Federal Water Pollution Control Act Amendments of 1972 require that all who discharge pollutants into the waters of the United States must apply for a National Pollutant Discharge Elimination System (NPDES) permit.

—A permit application for discharges from services, wholesale and retail trade and other commercial establishments, including vessels (Short Form D), was mailed to you _____. Since that time this office has received no reply. Please submit a completed application form within 30 days of this letter. If no permit is required for your facility (see "Exclusions" enumerated in the General Instructions), please furnish this office with a letter explaining why your plant is exempt. A duplicate application form has been enclosed for your use.

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